

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CONSOLIDATION COAL COMPANY,)

Plaintiff,)

v.)

**UNITED STATES DEPARTMENT
OF THE INTERIOR, NATIONAL
PARK SERVICE,**)

and)

**CAROL D. SCHULL, individually and
in her capacity as Keeper of the National
Register of Historic Places,**)

and)

ROY and DIANE BRENDEL,)

Defendants.)

**ROY BRENDEL and DIANE
BRENDL,**)

Third Party Plaintiffs,)

v.)

**CONSOLIDATION COAL COMPANY,
NORTHERN WEST VIRGINIA
REGION, a Delaware corporation
with a principal place of business in
West Virginia,**)

and)

**DARREL D. AUCH, individually and
in his official capacity as Senior Vice
President for Mining, Consolidation
Coal Company, Northern West Virginia
Region, Morgantown, West Virginia,**)

and)

**SHEIRL FLETCHER, individually and
in his official capacity as Certified
Professional Geologist, Consolidation
Coal Company, Northern West Virginia
Region, Morgantown, West Virginia,**)

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and)
)
CONSOL ENERGY, a Delaware)
Corporation,)
)
and)
)
THOMAS F. HOFFMAN, individually)
and in his official capacity as Vice)
President, Investor and Public Relations,)
CONSOL Energy,)
)
and)
)
UNITED STATES DEPARTMENT)
OF THE INTERIOR, OFFICE OF)
SURFACE MINING RECLAMATION)
AND ENFORCEMENT,)
)
and)
)
PENNSYLVANIA DEPARTMENT)
OF ENVIRONMENTAL)
PROTECTION,)
)
Third Party Defendants.)

ORDER OF COURT

AND NOW, this 10th day of April, 2006,

IT IS ORDERED that trial counsel shall appear for a conciliation conference before this member of the Court on **Wednesday, May 17, 2006 at 11:00 a.m.**, Courtroom No. 7A, 7th Floor, United States Post Office & Courthouse, Pittsburgh, PA. Counsel shall confer with their clients prior to the conference and shall utilize all reasonable means available to obtain settlement authority to resolve the case in advance of the conference. **ALL PARTIES AND/OR PRINCIPALS WITH SETTLEMENT AUTHORITY ARE REQUIRED TO BE PRESENT FOR THE CONFERENCE. AVAILABILITY BY TELEPHONE IS NOT SUFFICIENT.** Failure to comply with this order may result in sanctions.

s/ David Stewart Cercone

David Stewart Cercone
United States District Judge

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